



DAN MORALES
ATTORNEY GENERAL

Office of the Attorney General
State of Texas

February 14, 1991

Ms. Holly L. Wiseman
Assistant Attorney General
Antitrust Division
P. O. Box 12548
Austin, Texas 78711-2548

OR91-092

Dear Ms. Wiseman:

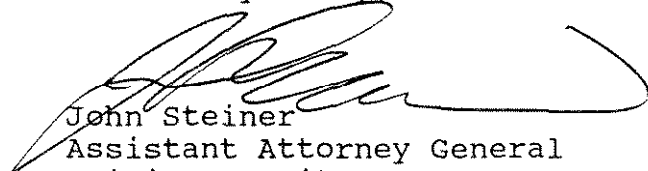
You ask whether certain information regarding the state's investigation of Austin-area veterinarians is subject to required public disclosure under the Texas Open Records Act, article 6252-17a, V.T.C.S. Your request was assigned ID# 11580.

We have considered the exception you claimed, specifically section 3(a)(3). A previous determination of this office, Open Records Decision No. 551 (1990), a copy of which is enclosed, resolves your request. As you advise litigation is reasonably anticipated with respect to the subject matter of the requested information, you may withhold the requested information. Please note the discussion on page 4 of Open Records Decision No. 551 regarding the duration of the litigation exception.

As section 3(a)(3) is dispositive of your request, we need not consider the other exceptions you raised.

Because case law and prior published open records decisions resolve your request, we are resolving this matter with this informal letter ruling rather than with a published open records decision. If you have questions about this ruling, please refer to OR91-092.

Yours very truly,


John Steiner
Assistant Attorney General
Opinion Committee

JS/lcd

Ref.: ID# 11580

Ms. Holly L. Wiseman - Page 2 (OR91-092)

Enclosure: Open Records Decision No. 551

cc: Dr. S.L. Hurwitz
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Austin, Texas 78736